



Court of Appeals of Georgia

August 6, 2015

TO: Mr. Lennard W. Simmons, GDC1001170539, Macon State Prison, Post Office Box 426, Oglethorpe, Georgia 31068

RE: **A15A0214. Simmons v. The State**

REQUEST FOR COPIES

- We received your request for copies. Copies are \$1.50 per page in this Court. Your pauper status does not excuse you from the copy fees in this Court. The Court of Appeals of Georgia is not subject to the Open Records Act. Costs for copies you indicated you would like are:

Opinion	10 pages	\$15.00
Brief of Appellant	19 pages	\$28.50
Brief of Appellee	23 pages	\$34.50

Please send your check or money order to the following address specifying exactly what copies you want to be sent to you. Your request will be processed and sent to you by return mail.

**Court of Appeals of Georgia
47 Trinity Avenue, S.W. • Suite 550
Atlanta, Georgia 30334**

CASE STATUS

- The referenced appeal was affirmed on July 8, 2015.

REQUEST FOR FORMS

- This Court does not have the forms you requested.

COURT RULES

- At your request, a copy of the Rules of the Court of Appeals of Georgia has been enclosed for your review.

APPOINTMENT OF COUNSEL

- You should direct an inquiry concerning appointment of counsel to the trial court from which you are appealing. This Court cannot appoint counsel for you.

TO: COURT OF APPEALS OF GEORGIA

FROM: LENNARD W. SIMMONS GDC# 1001170539

Re: REQUEST FOR DIRECT APPEAL DECISION AND BRIEF

July 24th 2015

CASE # A15A0214

Dear Clerk,

I'm writing you to request a copy of the decision rendered in the above mentioned case # A15A0214 and if possible a copy of the brief which my attorney filed on my behalf.

The reason I'm requesting this information is, my attorney Mr. Thomas Mondelli has abandoned me; he's never responded to my letters requesting a copy of the brief he filed, nor will he respond to my wife and family phone calls concerning this information.

I urgently need to know if there has been a decision, and if so, can you please inform me of that decision and the date, as well as a copy of the brief. so that I can properly proceed on appeal.

I thank you in advance for your time and consideration in this matter. Any assistance given is greatly appreciated.

Respectfully Submitted
Lennard W. Simmons #1001170539
Macon State Prison
P.O. Box 426
Dalethorpe, Georgia
31068

CERTIFICATE OF SERVICE

This is to certify that I have this day served a true and correct copy of the within and foregoing document(s) upon the party(s) listed below by depositing a copy of same in the United States Mail in a properly addressed envelope with adequate postage thereon to below address(s)

SUPREME COURT OF GEORGIA

244 Washington, St. Rm. 572

Atlanta, Georgia

30334

District Attorney's Office

Coweta Justice Center

72 Greenville Street

Newnan, Georgia

30268

This the 24th day of July, 2015

Signature W.S.

IN THE COURT OF APPEALS
STATE OF GEORGIA

LENNARD W. SIMMONS

APPELLANT

V.

STATE OF GEORGIA

APPELLEE

CASE # A15A0214

NOTICE OF APPEAL

Notice is hereby given that Lennard W. Simmons in the above named action hereby appeals to the Supreme Court of Georgia, from an ORDER denied between July 8th and the 18th, 2015 from a Direct Appeal

THIS 24th DAY OF JULY, 2015

Respectfully Submitted

PRO SE Appellant

Lennard W. Simmons

Lennard W. Simmons

1001170539

Macon State Prison

P.O. Box 426

Oglethorpe, Georgia

31068

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2015 JUL 31 PM 3:59

COURT OF APPEALS OF GA

**FIRST DIVISION
DOYLE, C. J.,
PHIPPS, P. J, and BOGGS, J.**

**NOTICE: Motions for reconsideration must be
physically received in our clerk's office within ten
days of the date of decision to be deemed timely filed.
<http://www.gaappeals.us/rules/>**

July 8, 2015

**NOT TO BE OFFICIALLY
REPORTED**

In the Court of Appeals of Georgia

A15A0214. SIMMONS v. THE STATE.

DO-009 C

DOYLE, Chief Judge.

Following his conviction in a jury trial for armed robbery,¹ Lennard Simmons appeals from the trial court's denial of his motion for new trial. Simmons contends that the trial court erred (1) by finding the evidence sufficient to support the verdict, and (2) by admitting evidence under OCGA § 24-4-404 (b) of an independent crime he committed in 1990. For the reasons that follow, we affirm.

“On appeal from a criminal conviction, we view the evidence in the light most favorable to the verdict[,] and an appellant no longer enjoys the presumption of innocence.”² So viewed, the evidence shows that Simmons picked up two

¹ OCGA § 16-8-41 (a).

² *Rankin v. State*, 278 Ga. 704, 705 (606 SE2d 269) (2004).